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Attorneys for Plaintiff

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

**SAN FRANCISCO BAY AREA RAPID TRANSIT DISTRICT**, a multi-county rapid transit district established and existing under the laws of California;

Case No. C 04 4632 SJ

Plaintiff,  
vs.  
**WILLIAM D. SPENCER**, an individual;  
**F.W. SPENCER & SON, INC.**, a  
California corporation; **BRISBANE**  
**MECHANICAL CO.**, a California  
corporation; **WILLIAM MCGAHAN**, an  
individual; **BRUCE R. BONAR**, an  
individual; and **DOES 1-25**

**STIPULATION AND [PROPOSED]  
ORDER FOR ENLARGEMENT OF TIME  
FOR DEFENDANTS' TO FILE  
OBJECTIONS TO PLAINTIFF'S BILL OF  
COSTS**

Honorable Susan Illston

1 WHEREAS on April 12, 2007, Plaintiff filed its bill of costs (Doc. #383);  
2 WHEREAS the parties have previously stipulated to extend Plaintiff's time for objecting  
3 to Defendants' bill of costs to Monday, April 30, 2007;  
4 WHEREAS Defendants seek an extension of time to file objections to Plaintiff's bill of  
5 costs and the parties wish to coordinate the briefing and hearing schedule for objecting to costs  
6 and opposing post-trial motions filed by Defendants, set to be heard by this Court on May 11,  
7 2007;

8 **IT IS HEREBY STIPULATED AND AGREED AS FOLLOWS:**

9 Defendants shall have until Monday, April 30, 2007, to file their objections to Plaintiff's  
10 bill of costs.

11  
12 DATED: April 25, 2007

MCINERNEY & DILLON, P.C.

13  
14 By: /s/ LeCarie S. Whitfield

15 Attorneys for Defendants

16 DATED: April 25, 2007

SQUIRE, SANDERS & DEMPSEY L.L.P.

17 By: /s/Daniel T. Balmat

18 Attorneys for Plaintiff

19  
20  
21 **IT IS SO ORDERED.**

22 DATED: \_\_\_\_\_



23 HON. SUSAN ILLSTON

**PROOF OF SERVICE**

I declare that I am employed in the County of Alameda, California. I am over the age of 18 years and not a party to the within action; my business address is McInerney & Dillon, P.C., 1999 Harrison Street, Suite 1700, Oakland, California 94612-4700.

On the date last written below, I served the following document(s):

**STIPULATION AND [PROPOSED] ORDER  
FOR ENLARGEMENT OF TIME FOR  
DEFENDANTS' TO FILE OBJECTIONS  
TO PLAINTIFF'S BILL OF COSTS**

By placing true and correct copies thereof:

XX By electronic mail. Based on a court order or an agreement of the parties to accept service by e-mail or electronic transmission, I caused the documents to be sent to the persons, through the Court's ECF-PACER webpage, in which counsel below are registered to receive e-mail at the e-mail addresses listed below. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

| Recipient  | Email address  | Representing           |
|--|--|------------------------|
| Eduardo Roy  | <a href="mailto:eroy@ssd.com">eroy@ssd.com</a>       | San Francisco Bay Area |
| Rodney Patula  | <a href="mailto:rpatula@ssd.com">rpatula@ssd.com</a> | Rapid Transit District |
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| Squire Sanders & Dempsey<br>One Maritime Plaza, 3 <sup>rd</sup> Floor<br>San Francisco, CA 94111 |  |                        |

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated: April 25, 2007

LeCarie S. Whitfield